

FORTY-NINTH DAY

(Thursday, April 8, 1937)

The House met at 9:30 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Herzik
Adkins	Holland
Alexander	Hoskins
Alsup	Howard
Amos	Huddleston
Baker	Hull
Bates	Hyder
Beckworth	Jackson
Bell	James
Blankenship	Johnson of Ellis
Boethel	Johnson
Bond	of Tarrant
Boyer	Jones of Angelina
Bradbury	Jones of Atascosa
Bradford	Jones of Falls
Bridgers	Jones of Wise
Broadfoot	Keefe
Brown	Keith
Burton	Kelt
Cagle	Kenyon
Callan	King
Cathey	Knetsch
Cauthorn	Langdon
Celaya	Lankford
Cleveland	Lanning
Colquitt	Leath
Davis of Haskell	Leonard
Davis of Jasper	Leyendecker
Davison of Fisher	Little
Davisson	Loggins
of Eastland	London
Deglandon	Mann
Dickison	Mauritz
Dollins	Mays
England	McCracken
Farmer	McDonald
Felty	McFarland
Fielden	McKee
Fox	McKinney
Fuchs	Metcalfe
Gibson	Moffett
Graves	Monkhouse
Hamilton	Morris
Hankamer	Morse
Hanna	Newton
Harbin	Nicholson
Hardin	Oliver
Harper	Palmer
Harrell	Patterson of Mills
Harris of Archer	Patterson
Harris of Dallas	of Travis
Harris of Dickens	Petsch
Hartzog	Pope
Heflin	Powell

Prescott	Smith
Quinn	of Matagorda
Ragsdale	Smith of Tarrant
Reader	Stevenson
Reed of Bowie	Stinson
Reed of Dallas	Stocks
Rhodes	Talbert
Riddle	Tarwater
Roark	Tennant
Russell	Tennyson
Rutta	Thornton
Schuenemann	Vale
Settle	Waggoner
Sewell	Walker
Sharpe	Westbrook
Shell	Weldon
Simpson	Winfree
Skaggs	Wood
Smith of Hopkins	Worley

Absent—Excused

Carssow	Lucas
Dean	McConnell
Derden	Ross
Kern	Thornberry

A quorum was announced present.

Rev. George W. Coltrin, Chaplain, offered prayer.

LEAVES OF ABSENCE GRANTED

The following Members were granted leaves of absence on account of important business:

Mr. Thornberry for today, on motion of Mr. Jones of Wise.

Mr. Ross for today, on motion of Mr. Lankford.

Mr. Dean for today, on motion of Mr. McKinney.

The following Members were granted leaves of absence on account of illness:

Mr. Lucas for today and the balance of the week, on motion of Mr. Keefe.

Mr. Carssow for today, on motion of Mr. Broadfoot.

Mr. Kern for today and the balance of the week, on motion of Mr. Alsup.

Mr. Derden for today, on motion of Mr. Bradford.

HOUSE BILLS ON FIRST READING

The following House bill, introduced today, was laid before the House, read first time, and referred to the appropriate committee, as follows:

By Mr. Holland:

H. B. No. 1081, A bill to be entitled "An Act making it unlawful to trap,

snare, shoot, catch or kill any wild fox in Bell County for a period of two years (2) years; providing a penalty, and declaring an emergency."

Referred to the Committee on Game and Fisheries.

Mr. Oliver moved to introduce, at this time, and have placed on first reading, House Bill No. 1082.

The motion prevailed by the following vote:

Yeas—103

Adkins	Lankford
Alexander	Lanning
Amos	Leyendecker
Baker	Little
Bates	Loggins
Beckworth	London
Blankenship	Mann
Boethel	Mauritz
Bond	Mays
Boyer	McCracken
Bradbury	McDonald
Bradford	McFarland
Bridgers	McKinney
Broadfoot	Metcalf
Callan	Moffett
Celaya	Monkhouse
Cleveland	Morris
Colquitt	Morse
Davis of Haskell	Oliver
Davis of Jasper	Palmer
Davison of Fisher	Prescott
Deglandon	Quinn
Dickison	Ragsdale
Farmer	Reader
Felty	Reed of Bowie
Hanna	Reed of Dallas
Harbin	Rhodes
Hardin	Roark
Harper	Russell
Harrell	Rutta
Harris of Archer	Schuenemann
Harris of Dallas	Settle
Heflin	Sewell
Holland	Shell
Hoskins	Simpson
Howard	Skaggs
Hyder	Smith of Hopkins
Jackson	Smith of Tarrant
James	Stevenson
Johnson of Ellis	Stinson
Johnson	Stocks
of Tarrant	Talbert
Jones of Angelina	Tarwater
Jones of Falls	Tennant
Jones of Wise	Thornton
Keefe	Vale
Keith	Walker
Kelt	Weldon
Kenyon	Westbrook
King	Winfree
Knetsch	Wood
Langdon	Worley

Nays—2

Alsup

Hamilton

Absent

Bell	Hull
Brown	Jones of Atascosa
Burton	Leath
Cagle	Leonard
Cathey	McKee
Cauthorn	Newton
Davison	Nicholson
of Eastland	Patterson of Mills
Dollins	Patterson
England	of Travis
Fielden	Petsch
Fox	Pope
Fuchs	Powell
Gibson	Riddle
Graves	Sharpe
Hankamer	Smith
Harris of Dickens	of Matagorda
Hartzog	Tennyson
Herzik	Waggoner
Huddleston	

Absent—Excused

Carssow	Lucas
Dean	McConnell
Derden	Ross
Kern	Thornberry

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Oliver:

H. B. No. 1082, A bill to be entitled "An Act granting and donating to Shelby County all the State ad valorem taxes levied and collected for State general revenue purposes upon the property and from persons in said County, including ad valorem taxes on rolling stock belonging to railroad companies for a period of five years beginning with the taxable year, 1937, for the use of said County for the purpose of constructing improvements therein to prevent soil erosion, flood control, irrigation, drainage, reforestation, road building, and law enforcement, and further providing that said taxes shall be levied, assessed and collected in the manner now provided by law . . . etc., and declaring an emergency."

Referred to the Committee on State Affairs.

Mr. Boyer moved to introduce, at this time, and have placed on first reading, House Bill No. 1083.

The motion prevailed by the following vote:

Yeas—109

Adkins	King
Alexander	Knetsch
Alsup	Langdon
Amos	Lankford
Baker	Lanning
Bates	Leath
Beckworth	Leonard
Bell	Leyendecker
Blankenship	Little
Boethel	Loggins
Boyer	Mann
Bradbury	Mays
Bradford	McDonald
Bridgers	McFarland
Broadfoot	McKee
Brown	McKinney
Burton	Metcalfe
Cagle	Moffett
Callan	Monkhouse
Carssow	Morris
Cathey	Morse
Cauthorn	Newton
Celaya	Nicholson
Cleveland	Oliver
Colquitt	Patterson of Mills
Davis of Haskell	Patterson
Davisson	of Travis
of Eastland	Pope
Deglandon	Powell
Dollins	Ragsdale
Felty	Reader
Fielden	Reed of Bowie
Fox	Reed of Dallas
Fuchs	Rhodes
Gibson	Roark
Graves	Russell
Hamilton	Rutta
Hankamer	Schuenemann
Hanna	Sewell
Harper	Shell
Harris of Archer	Simpson
Harris of Dallas	Skaggs
Harris of Dickens	Smith of Hopkins
Heflin	Smith
Herzik	of Matagorda
Holland	Stevenson
Hoskins	Stinson
Howard	Stocks
James	Talbert
Johnson of Ellis	Tarwater
Jones of Angelina	Tennant
Jones of Atascosa	Thornton
Jones of Wise	Waggoner
Keefe	Weldon
Keith	Wood
Kelt	Worley

Present—Not Voting

Palmer

Absent

Bond	Davison of Fisher
Davis of Jasper	Dickison

England	Mauritz
Farmer	McCracken
Harbin	Petsch
Hardin	Prescott
Harrell	Quinn
Hartzog	Riddle
Huddleston	Settle
Hull	Sharpe
Hyder	Smith of Tarrant
Jackson	Tennyson
Johnson	Vale
of Tarrant	Walker
Jones of Falls	Westbrook
Kenyon	Winfree
London	

Absent—Excused

Dean	McConnell
Derden	Ross
Kern	Thornberry
Lucas	

The Speaker then laid the bill before the House, it was read first time, and referred to the appropriate committee, as follows:

By Mr. Boyer:

H. B. No. 1083, A bill to be entitled "An Act amending Article 7272, Revised Civil Statutes of Texas, 1925, as amended by Chapter 141, Acts of the Forty-second Legislature, Regular Session by providing that all State and County taxes shall constitute a lien against the property on which it is assessed and providing that such lien shall be prior to all other claims and that no gift, sale, assignment or transfer of any kind or judicial writ of any kind shall ever defeat such lien; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Referred to the Committee on Revenue and Taxation.

BILLS ORDERED NOT PRINTED

On motion of Mr. Jones of Wise, Senate Bill No. 343 was ordered not printed.

On motion of Mr. McKinney, Senate Bill No. 377 was ordered not printed.

On motion of Mr. Davisson of Eastland, Senate Bill No. 365 was ordered not printed.

BILLS ORDERED PRINTED

On motion of Mr. Beckworth, Senate Bill No. 175, reported adversely, with a minority favorable report, was ordered printed.

Mr. Stevenson moved that House Bill No. 579, reported adversely, with a minority favorable report, be printed.

Question recurring on the motion to print, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—65

Alexander	Little
Alsup	Loggins
Bradbury	London
Bradford	Mauritz
Bridgers	Mays
Broadfoot	McKee
Callan	McKinney
Cathey	Metcalfe
Cauthorn	Moffett
Celaya	Newton
Colquitt	Nicholson
Davis of Haskell	Pope
Davis of Jasper	Powell
Dickison	Quinn
Fuchs	Reader
Hankamer	Reed of Bowie
Harbin	Reed of Dallas
Hardin	Rhodes
Harris of Archer	Russell
Harris of Dickens	Rutta
Hartzog	Simpson
Hull	Smith of Hopkins
Hyder	Smith
James	of Matagorda
Johnson of Ellis	Stevenson
Jones of Atascosa	Stinson
Keith	Stocks
Kenyon	Tarwater
King	Thornton
Knetsch	Waggoner
Lanning	Walker
Leonard	Wood
Leyendecker	Worley

Nays—50

Adkins	Hamilton
Amos	Hanna
Baker	Harper
Bates	Harrell
Beckworth	Harris of Dallas
Blankenship	Heflin
Boethel	Holland
Bond	Hoskins
Brown	Johnson
Cleveland	of Tarrant
Davisson	Jones of Angelina
of Eastland	Jones of Falls
Deglandon	Jones of Wise
Dollins	Keefe
Farmer	Kelt
Felty	Langdon
Fielden	Lankford
Graves	Leath

McCracken
McDonald
Monkhouse
Morris
Morse
Palmer
Prescott
Ragsdale

Roark
Schuenemann
Sewell
Skaggs
Smith of Tarrant
Talbert
Tennant
Weldon

Absent

Bell	Oliver
Boyer	Patterson of Mills
Burton	Patterson
Cagle	of Travis
Davison of Fisher	Petsch
England	Riddle
Fox	Settle
Gibson	Sharpe
Herzik	Shell
Howard	Tennyson
Huddleston	Vale
Jackson	Westbrook
Mann	Winfree
McFarland	

Absent—Excused

Carssow	Lucas
Dean	McConnell
Derden	Ross
Kern	Thornberry

MOTION TO PRINT HOUSE
JOINT RESOLUTION NO. 46
ON A MINORITY
REPORT

Mr. Rutta moved that House Joint Resolution No. 46, reported adversely, with a minority favorable report, be printed.

The motion was lost.

RELATIVE TO SENATE BILL
NO. 436

Mr. Tarwater moved to reconsider the vote by which Senate Bill No. 436 was, on yesterday, postponed until 11:00 o'clock a. m., next April 14.

Mr. Skaggs moved to table the motion to reconsider.

Question recurring on the motion to table, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas, 59; nays, 60.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—59

Adkins	Jones of Falls
Alsup	Jones of Wise
Baker	Keefe
Beckworth	Keith
Blankenship	Kelt
Boethel	Langdon
Bond	Lankford
Bradbury	Leath
Broadfoot	London
Brown	Metcalf
Callan	Morris
Cathey	Palmer
Cauthorn	Powell
Cleveland	Ragsdale
Colquitt	Reed of Bowie
Davis of Haskell	Roark
Deglandon	Russell
Dollins	Sewell
Fielden	Skaggs
Graves	Smith of Hopkins
Hamilton	Stinson
Hanna	Stocks
Harper	Talbert
Harrell	Tennant
Harris of Archer	Tennyson
Harris of Dickens	Waggoner
Holland	Weldon
James	Wood
Johnson of Ellis	Worley
Jones of Angelina	

Nays—59

Alexander	King
Amos	Knetsch
Bates	Lanning
Boyer	Leonard
Bradford	Leyendecker
Bridgers	Little
Celaya	Loggins
Davis of Jasper	Mann
Davison of Fisher	Mauritz
Dickison	Mays
Farmer	McCracken
Felty	McDonald
Fuchs	McKee
Hankamer	McKinney
Harbin	Moffett
Hardin	Monkhouse
Harris of Dallas	Morse
Heflin	Newton
Hoskins	Prescott
Howard	Reader
Hull	Reed of Dallas
Hyder	Rhodes
Jackson	Riddle
Johnson	Rutta
of Tarrant	Schuenemann
Jones of Atascosa	Settle
Kenyon	Shell

Simpson	Tarwater
Smith	Thornton
of Matagorda	Winfree
Stevenson	

Present—Not Voting

Herzik

Absent

Bell	Oliver
Burton	Patterson of Mills
Cagle	Patterson
Davisson	of Travis
of Eastland	Petsch
England	Pope
Fox	Quinn
Gibson	Sharpe
Hartzog	Smith of Tarrant
Huddleston	Vale
McFarland	Walker
Nicholson	Westbrook

Absent—Excused

Carssow	Lucas
Dean	McConnell
Derden	Ross
Kern	Thornberry

The Speaker announced that the motion to table was lost.

Mr. Alsup moved the previous question on the motion to reconsider, and the motion was duly seconded.

Question recurring on the motion for the main question, yeas and nays were demanded.

The main question was ordered by the following vote:

Yeas—78

Adkins	Davisson
Alexander	of Eastland
Alsup	Deglandon
Amos	Dollins
Baker	England
Bates	Farmer
Beckworth	Fuchs
Bell	Hamilton
Blankenship	Hanna
Boethel	Harbin
Bond	Harper
Bridgers	Harris of Archer
Broadfoot	Herzik
Brown	Holland
Burton	Huddleston
Cagle	James
Callan	Johnson of Ellis
Cathey	Jones of Angelina
Cauthorn	Jones of Atascosa
Cleveland	Jones of Falls
Colquitt	Jones of Wise
Davis of Jasper	Keefe
Davison of Fisher	Keith

Kelt	Powell
King	Ragsdale
Knetsch	Reed of Bowie
Langdon	Roark
Lankford	Sewell
Lanning	Sharpe
London	Simpson
Mays	Skaggs
McFarland	Stinson
Metcalfe	Stocks
Moffett	Talbert
Morris	Tarwater
Palmer	Tennyson
Patterson of Mills	Walker
Patterson of Travis	Weldon
Petsch	Wood
	Worley

Nays—50

Boyer	Mauritz
Bradford	McCracken
Carssow	McDonald
Celaya	McKee
Dickison	Monkhouse
Felty	Morse
Graves	Newton
Hankamer	Pope
Hardin	Prescott
Harris of Dallas	Reader
Harris of Dickens	Reed of Dallas
Hartzog	Rhodes
Heflin	Russell
Hoskins	Rutta
Howard	Schuenemann
Hull	Settle
Hyder	Shell
Jackson	Smith of Hopkins
Johnson	Smith
of Tarrant	of Matagorda
Kenyon	Smith of Tarrant
Leonard	Stevenson
Leyendecker	Thornton
Little	Vale
Loggins	Waggoner
Mann	Winfree

Absent

Bradbury	McKinney
Davis of Haskell	Nicholson
Fielden	Oliver
Fox	Quinn
Gibson	Riddle
Harrell	Tennant
Leath	Westbrook

Absent—Excused

Dean	McConnell
Derden	Ross
Kern	Thornberry
Lucas	

Question then recurring on the motion to reconsider the vote by which Senate Bill No. 436 was, on yester-

day, postponed, yeas and nays were demanded.

The roll of the House was called, and the vote announced as follows:

Yeas, 63; nays, 63.

A verification of the vote was requested.

The roll of the "yeas" and "nays" was again called, and the verified vote resulted as follows:

Yeas—62

Alexander	Loggins
Boyer	Mann
Bradford	Mauritz
Carssow	Mays
Cathey	McCracken
Celaya	McDonald
Davis of Jasper	McKee
Davison of Fisher	McKinney
Dickison	Moffett
Farmer	Monkhouse
Felty	Morse
Hankamer	Newton
Harbin	Pope
Hardin	Prescott
Hartzog	Reader
Heflin	Reed of Dallas
Hoskins	Rhodes
Howard	Rutta
Huddleston	Schuenemann
Hull	Settle
Hyder	Shell
Jackson	Simpson
James	Smith
Johnson	of Matagorda
of Tarrant	Smith of Tarrant
Kenyon	Stevenson
King	Tarwater
Knetsch	Thornton
Lanning	Vale
Leonard	Walker
Leyendecker	Winfree
Little	Worley

Nays—65

Adkins	Cleveland
Alsup	Colquitt
Amos	Deglandon
Baker	Dollins
Bates	England
Beckworth	Fielden
Bell	Gibson
Blankenship	Graves
Boethel	Hamilton
Bond	Hanna
Bridgers	Harper
Broadfoot	Harris of Archer
Brown	Harris of Dickens
Burton	Herzik
Cagle	Holland
Callan	Johnson of Ellis
Cauthorn	Jones of Angelina

Jones of Falls	Ragsdale
Jones of Wise	Reed of Bowie
Keefe	Roark
Keith	Russell
Kelt	Sewell
Langdon	Sharpe
Lankford	Skaggs
London	Smith of Hopkins
Metcalfe	Stinson
Morris	Stocks
Palmer	Talbert
Patterson of Mills	Tennant
Patterson	Tennyson
of Travis	Waggoner
Petsch	Weldon
Powell	Wood

Absent

Bradbury	Jones of Atascosa
Davis of Haskell	Leath
Davison	McFarland
of Eastland	Nicholson
Fox	Oliver
Fuchs	Quinn
Harrell	Riddle
Harris of Dallas	Westbrook

Absent—Excused

Dean	McConnell
Derden	Ross
Kern	Thornberry
Lucas	

The Speaker announced that the motion to reconsider was lost.

MESSAGE FROM THE SENATE

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has refused to concur in House amendments to Senate Bill 337 and requests the appointment of a conference committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators Burns, Redditt, Pace, Moore, Rawlings.

Has passed

H. J. R. No. 20, Proposing an amendment to the Constitution to change the form of oath of office for Members of the Legislature.

H. C. R. No. 91, Correcting certain errors found in House Bill No. 473.

Respectfully,

BOB BARKER,

Secretary of the Senate.

PROVIDING FOR COMMITTEE TO MAKE CERTAIN INVESTIGATION

Mr. Bond offered the following resolution:

Whereas, The Forty-fourth Legislature appropriated the sum of Ten Million (\$10,000,000.00) Dollars for the present biennium to be used for rural aid for the public schools of Texas and provided certain conditions and directions in payment and allotment of said fund; and

Whereas, It is reported that such fund has been unevenly and inequitably apportioned to the various schools of the State of Texas entitled to its benefits; and

Whereas, The conditions and directions contained in said appropriation bill for the present biennium were not followed; and

Whereas, It is reported that discriminations have been made against certain schools and classes of schools by the Department of Education; and

Whereas, A sub-committee appointed by the Appropriations Committee to work out House Bill No. 600 was unable to get all facts and figures on the distribution and apportionment of said fund; and

Whereas, The State Auditor has never audited the expenditure and handling of said fund by the Department of Education; and

Whereas, The school children of the State of Texas are the victims of such indefinite and uncertain apportionment of said fund; therefore, be it

Resolved by the House of Representatives, That the Speaker be authorized to appoint five (5) Members of the House who shall make a full and complete investigation of the expenditure of the Rural Aid Appropriation made by the Forty-fourth Legislature in the total sum of Ten Million (\$10,000,000.00) Dollars and recommend to the Legislature such legislation, if necessary, to correct the evils now existing in the apportionment of said funds that may be hereafter appropriated for this purpose; and, be it further

Resolved, That the committee shall have full and complete authority to formulate rules of procedure, to summon witnesses, to issue subpoenas, subpoenas duces tecum, attachment and all other writs and process necessary to effect the purposes of this resolution, to administer oaths to said

witnesses, and to punish for contempt, That said committee be

Resolved, That said committee be authorized to employ such help to assist it in making such investigation and in the formulation of the report, and further to pay the actual necessary and reasonable expenses of witnesses brought before the committee, and such other expenses as may be necessary to facilitate the work and purpose of the committee; and that such expenses be paid by and through the Chairman of the Contingent Expense Committee upon the certificate of the chairman of the committee, out of the Contingent Expense Fund of the Forty-fifth Legislature, provided further that the hearings as to the facts of this resolution shall be held in Austin, Texas.

BOND,
FIELDEN.

The resolution was read second time.

Mr. McKee moved that the resolution be referred to the Committee on State Affairs.

Mr. Tennyson moved the previous question on the motion to refer, and the resolution, and the main question was ordered.

Question first recurring on the motion to refer the resolution, it was lost.

Mr. Lanning asked unanimous consent of the House that the resolution be amended so as to limit the amount to be expended to \$500.00.

There was objection offered.

Mr. Metcalfe moved that the Rule, relative to the making of motions to reconsider after the main question has been ordered, be suspended, at this time, for the purpose of making the motion to reconsider the vote by which the main question was ordered.

The motion to suspend the Rule prevailed.

On motion of Mr. Lanning, the vote by which the main question was ordered was reconsidered.

Question recurring on the motion for the main question, it was lost.

Mr. Lanning offered the following amendment to the resolution:

Amend the resolution as follows:

"Provided that the committee shall not expend in excess of \$500.00 in the said investigation, and provided that no money shall be spent or obligations made without the consent and vote of the majority of the members of

the committee approved by the Chairman of the Contingent Expense Committee."

LANNING,
READER,
BECKWORTH.

The amendment was adopted.

Mr. Mays offered the following amendment to the resolution:

Amend the resolution, by adding the following: "Said committee shall investigate all reports alleging that a great political machine has been built up by said Department of Education and the report that State funds have been spent to further political ambitions of certain members."

Mr. Hardin moved to table the resolution.

Mr. Tennyson moved the previous question on the pending motion and the resolution, and the main question was ordered.

Question first recurring on the motion to table the resolution, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—25

Adkins	Pope
Cleveland	Reader
Harbin	Reed of Bowie
Hardin	Rhodes
Harris of Dickens	Roark
Heflin	Rutta
Howard	Sewell
Huddleston	Talbert
Johnson of Ellis	Tarwater
Leath	Walker
Mann	Weldon
Newton	Winfree
Palmer	

Nays—101

Alexander	Callan
Alsup	Carsow
Amos	Cathey
Baker	Cauthorn
Bates	Davis of Haskell
Beckworth	Davis of Jasper
Bell	Davison of Fisher
Blankenship	Davison
Boethel	of Eastland
Bond	Deglandon
Boyer	Dollins
Bradbury	England
Bradford	Felty
Bridgers	Fielden
Broadfoot	Fox
Brown	Fuchs
Burton	Gibson
Cagle	Graves

Hamilton	McKee
Hankamer	McKinney
Hanna	Metcalfe
Harper	Moffett
Harrell	Monkhouse
Harris of Archer	Morris
Harris of Dallas	Morse
Hartzog	Nicholson
Herzik	Patterson of Mills
Holland	Patterson
Hoskins	of Travis
Hyder	Petsch
Jackson	Powell
James	Prescott
Jones of Angelina	Ragsdale
Jones of Atascosa	Reed of Dallas
Jones of Wise	Russell
Keefe	Schuenemann
Keith	Settle
Kelt	Sharpe
Kenyon	Simpson
King	Skaggs
Knetsch	Smith of Hopkins
Langdon	Smith
Lankford	of Matagorda
Lanning	Stinson
Leonard	Stocks
Leyendecker	Tennant
Little	Tennyson
Loggins	Thornton
London	Vale
Mays	Waggoner
McDonald	Wood
McFarland	Worley

Present—Not Voting

Jones of Falls

Absent

Celaya	McCracken
Colquitt	Oliver
Dickison	Quinn
Farmer	Riddle
Hull	Shell
Johnson	Smith of Tarrant
of Tarrant	Stevenson
Mauritz	Westbrook

Absent—Excused

Dean	McConnell
Derden	Ross
Kern	Thornberry
Lucas	

Question then recurring on the adoption of the resolution, yeas and nays were demanded.

The resolution was adopted by the following vote:

Yeas—98

Alexander	Bates
Amos	Beckworth
Baker	Bell

Blankenship	King
Boethel	Knetsch
Bond	Langdon
Boyer	Lankford
Bradbury	Lanning
Bradford	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Brown	Loggins
Burton	London
Cagle	Mann
Callan	Mays
Carssow	McDonald
Cathey	McFarland
Cauthorn	McKee
Celaya	McKinney
Davis of Haskell	Metcalfe
Davisson	Moffett
of Eastland	Monkhouse
Deglandon	Morris
Dollins	Morse
England	Nicholson
Felty	Patterson of Mills
Fielden	Patterson
Fox	of Travis
Fuchs	Petsch
Gibson	Powell
Graves	Prescott
Hamilton	Ragsdale
Hankamer	Reed of Dallas
Hanna	Russell
Harper	Schuenemann
Harrell	Settle
Harris of Archer	Sharpe
Harris of Dallas	Skaggs
Heflin	Smith of Hopkins
Herzik	Smith
Hoskins	of Matagorda
Hyder	Stinson
Jackson	Stocks
James	Tennant
Johnson of Ellis	Tennyson
Jones of Angelina	Thornton
Jones of Wise	Waggoner
Keefe	Weldon
Keith	Wood
Kelt	Worley
Kenyon	

Nays—21

Adkins	Pope
Cleveland	Reader
Harbin	Reed of Bowie
Hardin	Rhodes
Harris of Dickens	Roark
Howard	Rutta
Huddleston	Sewell
Jones of Atascosa	Talbert
Leath	Tarwater
Newton	Walker
Palmer	

Present—Not Voting

Davis of Jasper	Simpson
Jones of Falls	

Absent

Alsup	McCracken
Colquitt	Oliver
Davison of Fisher	Quinn
Dickison	Riddle
Farmer	Shell
Hartzog	Smith of Tarrant
Holland	Stevenson
Hull	Vale
Johnson	Westbrook
of Tarrant	Winfree
Mauritz	

Absent—Excused

Dean	McConnell
Derden	Ross
Kern	Thornberry
Lucas	

Mr. Bond moved to reconsider the vote by which the resolution was adopted, and to table the motion to reconsider.

The motion to table prevailed.

MESSAGE FROM THE SENATE

Austin, Texas, April 8, 1937.
Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has passed the following:

S. C. R. No. 54, Relating to inscriptions on memorials erected by the State, and directing such State agencies to refrain from placing the names of those living persons upon such buildings.

Adopted conference committee report on House Bill No. 321 by the following vote: Yeas, 30; nays, 0.

Adopted conference committee report on House Bill No. 969 by the following vote: Yeas, 30; nays, 0.

Respectfully,

BOB BARKER,

Secretary of the Senate.

ENTERTAINMENT BY GLEE CLUB OF TEXAS CHRISTIAN UNIVERSITY

In accordance with the provisions of a resolution heretofore adopted, extending an invitation to the Glee Club of the Texas Christian University of Texas, to visit the House of Representatives, the Speaker announced the appointment of Messrs. Farmer, Amos, Johnson of Tarrant, Smith of Tarrant, Hull, Roark and Langdon, as a committee to escort the visitors to the Speaker's stand.

The committee having performed their duty, Speaker Calvert presented Honorable Lonnie Smith of Tarrant County.

Mr. Smith introduced Mr. W. J. Marsh, Director of the Glee Club, Mr. G. L. Messenger, Business Manager of the Club, and Miss Laverta Sessions, accompanist for the Club.

Mr. Marsh then directed the Club in several musical numbers.

BILLS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 258, "An Act creating Firemen's Relief and Retirement Fund in the State of Texas and in all cities, towns, and villages thereof having a regularly organized fire department with fire fighting equipment or apparatus of the value of One Thousand (\$1,000.00) Dollars or more therein; levying and appropriating the proceeds of a designated tax upon gross fire insurance premiums receipts, less re-insurance and return premiums paid policyholders, to such Firemen's Relief and Retirement Fund; providing for and directing the distribution thereof; creating and providing for selection of a Board of Firemen's Relief and Retirement Fund Trustees in each such city, town or village that may now be or that may hereafter come within the provisions of this Act; etc., and declaring an emergency."

S. B. No. 218, "An Act amending Chapter 13 of the Acts of the Forty-second Legislature of Texas, Third Called Session as amended by the Acts of the Forty-third Legislature, Regular Session, by adding thereto Section 8a, providing that the provisions thereof shall apply to Navigation District, and declaring an emergency."

S. B. No. 433, "An Act to fix the salaries and compensation of County Commissioners in certain counties, and declaring an emergency."

S. B. No. 381, "An Act relating to the administration of private corporations in receiverships, and declaring an emergency."

S. B. No. 46, "An Act amending Article 2484, Revised Civil Statutes of 1925, as amended by Act of 1929,

Forty-first Legislature, Second Called Session, Chapter 85, page 168, Section 1, requiring certain reports to be made to the Banking Commissioner, and prescribing the time for filing such reports, and fees therefor, prescribing penalty for failure to file; exempting such associations from all franchise or other license tax, and declaring an emergency."

S. B. No. 441, "An Act authorizing the Board of Trustees of La Grange Independent School District, Fayette County, Texas to compensate L. J. Rose for services rendered to said District, and declaring an emergency."

S. B. No. 448, "An Act to create Road District in certain counties . . . etc; and declaring an emergency."

RECESS

Mr. Brown moved that the House recess until 2:00 o'clock p. m., today.

Mr. Reed of Bowie moved that the House recess until 2:30 o'clock p. m., today.

Question first recurring on the motion by Mr. Brown to recess until 2:00 o'clock p. m., it was lost.

Question next recurring on the motion by Mr. Reed of Bowie to recess until 2:30 o'clock p. m., today, yeas and nays were demanded.

The motion prevailed by the following vote:

Yeas—88

Adkins	Dollins
Alsup	Felty
Amos	Fielden
Baker	Fox
Bates	Fuchs
Beckworth	Gibson
Bell	Hamilton
Boethel	Hankamer
Bradbury	Hanna
Bradford	Harbin
Bridgers	Hardin
Broadfoot	Harper
Brown	Harrell
Burton	Harris of Archer
Cagle	Harris of Dickens
Callan	Herzik
Carssow	Holland
Cathey	Hoskins
Cauthorn	James
Cleveland	Johnson of Ellis
Colquitt	Jones of Angelina
Davis of Haskell	Jones of Atascosa
Davis of Jasper	Jones of Falls
Davisson	Jones of Wise
of Eastland	Keefe
Deglandon	Keith

Kelt	Prescott
King	Reader
Knetsch	Reed of Bowie
Lankford	Rhodes
Leath	Roark
Leyendecker	Russell
Loggins	Schuenemann
London	Sewell
Mays	Simpson
Moffett	Skaggs
Monkhouse	Smith of Hopkins
Morris	Stevenson
Oliver	Stocks
Palmer	Talbert
Patterson of Mills	Tennant
Patterson	Waggoner
of Travis	Walker
Pope	Weldon
Powell	Wood

Nays—19

Alexander	Newton
Blankenship	Nicholson
Hartzog	Reed of Dallas
Heflin	Sharpe
Howard	Tarwater
Leonard	Thornton
Little	Vale
Mann	Winfree
McDonald	Worley
McFarland	

Absent

Bond	McCracken
Boyer	McKee
Celaya	McKinney
Davison of Fisher	Metcalf
Dickison	Morse
England	Petsch
Farmer	Quinn
Graves	Ragsdale
Harris of Dallas	Riddle
Huddleston	Rutta
Hull	Settle
Hyder	Shell
Jackson	Smith
Johnson	of Matagorda
of Tarrant	Smith of Tarrant
Kenyon	Stinson
Langdon	Tennyson
Lanning	Westbrook
Mauritz	

Absent—Excused

Dean	McConnell
Derden	Ross
Kern	Thornberry
Lucas	

The House, accordingly, at 12:20 o'clock p. m., took recess until 2:30 o'clock p. m., today.

AFTERNOON SESSION

The House met at 2:30 o'clock p. m., and was called to order by the Speaker.

CONFERENCE COMMITTEE REPORT ON HOUSE BILL NO. 969

Mr. Smith of Tarrant, Chairman, submitted the following Conference Committee Report on House Bill No. 969:

Committee Room,
Austin, Texas, April 7, 1937.
Honorable Walter F. Woodul, President of the Senate.

Honorable R. W. Calvert, Speaker of the House of Representatives.

Honorables and Sirs:

We, your Conference Committee, appointed to adjust the differences between the Senate and the House on House Bill No. 969, have had the same under consideration, and beg leave to report it back to the Senate and House with the recommendation that said House Bill No. 969 be adopted in the form hereto attached.

Very respectfully,

RAWLINGS,
NEAL,
ISBELL,
VAN ZANDT,
WOODRUFF,

On the part of the Senate.

SMITH of Tarrant,
KING,
JOHNSON of Tarrant,
AMOS,
LANNING,

On the part of the House.

H. B. No. 969

A BILL

To Be Entitled

An Act authorizing the State or any subsidiary corporate body politic of the State or any other governmental agency of the State to make compensation to common school districts or independent school districts or other similar tax supported educational district-creatures of the State under certain conditions enumerated in the Act. The principal condition (not meaning hereby to exclude the other conditions specifically set out in the Act) is that the governmental agencies named in the Act are given authority to make compensation or accord aid to school districts when the construc-

tion of public improvements by governmental agencies results to impair the ability of school districts to pay their bonded debts and to properly perform their functions as educational institutions; also limiting the compensation or aid which any enumerated governmental agency may make to a school district which has conditions as set forth in the Act; also authorizing the rendition of certain lands of the State or State governmental agencies for taxation by school districts, and specifying the conditions under which this may be done; also providing for publication of notice of the intent to lease lands of certain State agencies, in certain cases, and specifying the conditions under which, and the form in which, publication must be made; stating the conditions constituting an emergency, declaring the same, and providing that the Act shall have effect immediately after its enactment.

Be It Enacted by the Legislature of the State of Texas, that:

Section 1. Declaration concerning the corporate bodies politic or other governmental agencies to be affected by the Act. Whenever it appears that the consummation of any project by the State of Texas, or by any subsidiary corporate body politic of the State, or by any other governmental agency of the State (all of which, for convenience, hereinafter usually will be referred to as "State agency") has resulted, or will result, in producing in the affairs of any common school district, or independent school district, or other similar tax-supported educational district-creatures of the State (by whatever name they be designated, for convenience to be hereinafter usually referred to as "school district", or "district"), the conditions hereinafter designated; then, there may be exercised by the governing authority of the State's agency having control of any such project, the powers hereinafter established, under the conditions hereinafter defined.

Section 2. The conditions which must exist as a basis for invocation of the powers of this Act:

(a) The school district has outstanding bonds or other indebtedness, which indebtedness must be paid, in whole or in part, by using the proceeds of ad valorem taxes levied by the district;

(b) It appears that the uncompensated loss of taxable values by the district will unduly burden the property, or the owners of the property, remaining subject to the taxing power of the district; or, if it appears that the district thereafter will not be able to discharge its function as an educational agency of this State, in a manner substantially comparable to that standard theretofore prevailing in the district; and,

(c) To be a necessary condition for any relief under the provisions of this Act; the State agency has assurance of revenues to be derived from taxation of property not subject to taxation by one or more school districts conditioned as set forth in this Act, and deemed to be adequate in amount to afford the relief sought to be provided by this Act, without assuredly impairing the ability of a given affected State agency to discharge its lawfully imposed duties to the State; then:

Section 3. Defining the powers for relief to be conferred by this Act. Whenever there be present in the relations of the State, or a State agency, to a school district concurrence of the conditions specified in Section 2 of this Act, then the governing body (or duly constituted and empowered officer or officers) of the State agency producing distress in the affairs of an affected school district, may exercise discretion to compensate the district and cooperate with it in the manners and within the limits now to be specified, i. e.;

(1) The State or any State agency in this Act specified may pay for the use and benefit of the district a sum of money not to exceed that which would be produced by taxing for a period of not to exceed six (6) years the property of the State agency, at the assessed valuation and at the rate of the district's tax levy for the particular year in which the appropriation of the given property was consummated; however:

(2) In no event shall the compensation to be made hereunder to any given district exceed the amount of its outstanding bonded debt on December 31st of the year during which the State agency may have acquired the property theretofore subject to the district's taxing power, plus a sum of money equal to the amount which will be produced by: Take the assessed value of the property acquired

for the year in which it was acquired and apply thereto the rate of tax levied by the district for that year for operating costs (excluding levies for the betterment of the school plant and money to care for funded debt) and extend the amount to be produced in one (1) year for a period of not to exceed six (6) years; provided that compensation to be made hereunder shall be either under the terms of this subdivision (2) or under subdivision (1) foregoing, which ever will result in the smaller amount of compensation; and:

Section 4. Authorizing the rendition of certain lands of State agencies for taxation by school districts. Whenever any State agency in acquiring land for its project acquires land so conditioned that:

(1) It is not needed to accomplish the objects of the project;

(2) Its segregation and separate use will not impair the usefulness of the remaining land so acquired; the land when segregated may be made to produce a rental or revenue; or, whenever any land so conditioned is held in anticipation of potential or future (undeveloped) needs, then it shall be lawful for any State agency, through its appropriate governing authority, to subject such land to taxation by a school district eligible for compensation hereunder, until such time as need for the actual use of such land has come into existence.

Section 5. Where the law peculiar to any given State agency does not provide for it a duty differing from that next provided, and the particular governmental agency (not differently directed) owns or controls lands subject to lease by others, then:

(a) Unless advertised as hereinafter provided; no lease upon any such land intended to confer on another the right of use for a period extending to a time later than December 31, of the calendar year in which the term of the particular use begins to run, shall be valid; and:

(b) Expressly excepted from need for advertisement as hereinafter provided for, are lands conditioned as follows:

1. Tracts of land not exceeding ten (10) acres in area;

2. Tracts of land as to which the reasonable lease value will not exceed One Hundred (\$100.00) Dollars per annum;

3. All lands not intended to be subjected to use in agriculture or grazing, and meaning hereby to provide for the hereinafter stipulated notice only in case of lands intended for use in agriculture and grazing, or leases for terms designated in subdivision (a) of this Section (unless the same may be excepted herefrom by the provisions subdivision (b) of this Section) must be subjected to preliminary advertisement of the intent to lease the same, under the provisions that: The notice of the intent to lease for the calendar year next to ensue shall be published one time in the month of October of any given year, prior to the fifteenth day of that month, in a newspaper (if such there be) published in and having general circulation in each county in which the State agency may hold such leaseable land (in default of a newspaper published in a given county to be published in any newspaper having general circulation therein); and such published notice shall be sufficient if it, in substance, gives fair advice that; the advertising State agency will on a definite date (not earlier than October 25th of the particular year) begin to consider and thereafter continue to consider and determine the proposals for leases which may come to it; and, the notice further shall give advice as to the place or places, person or persons at which or to whom proposals for lease shall be made; further, the notice must state the postal address of the principal office of the given lessor agency and state that any interested person may have full knowledge concerning the lands proposed to be placed under lease, and the proposed terms of the leases, by applying at the address given.

Section 6. Statement of reason for declaring an emergency. The fact that the State and many governmental agencies of the State (without excluding any others, to include counties, cities, towns, navigation districts, and the various classes of conservation and reclamation districts or authorities created by the State) have acquired, and in the future must acquire, bodies of land, which prior to such acquisition formed a material element of the consideration for the creation of rural school districts and the issuance of bonds by them; and, the further facts that the acquiring of such lands, in many instances, has rendered difficult the operation of

rural schools and the payment of their outstanding debts, and has, as well, made it difficult (often impossible) for such districts to induce neighboring districts to absorb them; create an emergency and an imperative public necessity that the Constitutional Rule requiring bills to be read on three several days in each House of the Legislature, be suspended and that this bill upon its enactment be immediately effective. The emergency hereby is established, the Rule hereby is suspended, and this bill shall have effect immediately after its enactment subject only to the right of the Governor of Texas to veto the Act, and it is so enacted.

On motion of Mr. Smith of Tarrant, the Report was adopted by the following vote:

Yeas—125

Adkins	Hardin
Alexander	Harper
Alsup	Harrell
Amos	Harris of Archer
Baker	Harris of Dallas
Beckworth	Hartzog
Bell	Heflin
Blankenship	Herzik
Boethel	Hoskins
Bond	Howard
Boyer	Huddleston
Bradbury	Hull
Bradford	Hyder
Bridgers	James
Brown	Johnson of Ellis
Burton	Johnson
Cagle	of Tarrant
Callan	Jones of Angelina
Carssow	Jones of Atascosa
Cathey	Jones of Wise
Cauthorn	Keefe
Cleveland	Keith
Colquitt	Kelt
Davis of Haskell	Kenyon
Davis of Jasper	King
Davison of Fisher	Knetsch
Davisson	Lankford
of Eastland	Lanning
Deglandon	Leath
Dollins	Leonard
England	Leyendecker
Farmer	Little
Felty	Loggins
Fielden	London
Fox	Mann
Fuchs	Mauritz
Gibson	McCracken
Graves	McDonald
Hamilton	McFarland
Hankamer	McKee
Hanna	McKinney
Harbin	Metcalf

Moffett	Sharpe
Monkhouse	Shell
Morris	Simpson
Morse	Skaggs
Newton	Smith of Hopkins
Nicholson	Smith
Palmer	of Matagorda
Patterson of Mills	Smith of Tarrant
Patterson	Stevenson
of Travis	Stinson
Petsch	Talbert
Pope	Tarwater
Prescott	Tennant
Ragsdale	Tennyson
Reader	Thornberry
Reed of Bowie	Thornton
Reed of Dallas	Vale
Rhodes	Waggoner
Roark	Walker
Russell	Weldon
Rutta	Winfree
Schuenemann	Worley
Settle	

Absent

Bates	Mays
Broadfoot	Powell
Celaya	Quinn
Dickison	Riddle
Harris of Dickens	Sewell
Holland	Stocks
Jackson	Westbrook
Jones of Falls	Wood
Langdon	

Absent—Excused

Dean	McConnell
Derden	Oliver
Kern	Ross
Lucas	

HOUSE BILL NO. 130 WITH SENATE AMENDMENTS

Mr. Cagle called up from the Speaker's table, with Senate amendments, for consideration of the amendments,

H. B. No. 130, A bill to be entitled "An Act to give the right of eminent domain to certain conservation and reclamation districts to enable them to acquire by condemnation land on which cemeteries are located under certain conditions, and declaring an emergency."

The Speaker laid the bill before the House with the Senate amendments.

Mr. Cagle moved that the House do not concur in the Senate amendments, and that a conference committee be requested to adjust the differences between the two Houses on the bill.

The motion prevailed.

CONSIDERATION OF SENATE BILL NO. 114 WITH GOVERNOR'S VETO

The Speaker laid before the House, as postponed business, for consideration, at this time,

S. B. No. 114, A bill to be entitled "An Act creating the Harris County Flood Control District, declaring it to be a governmental agency for reclamation and flood control in Harris County, defining its powers, authorizing it to acquire and dispose of property, to sue and be sued, to adopt a seal, to appoint a general manager and other officers, agents and employees, and counsel, to fix compensation and to prescribe their duties, providing for surveys, authorizing the devising of plans and the construction of works for flood control and reclamation, to prevent the deposit of silt in navigable streams, authorizing the removal of obstructions, permitting cooperation and contracting with the United States of America and its agencies, and declaring an emergency."

The bill having heretofore been received from the Governor with the Governor's veto of same.

Mr. Keith having moved, on yesterday, that Senate Bill No. 114 be passed notwithstanding the Governor's veto.

Mr. Winfree moved that further consideration of Senate Bill No. 114 be postponed until next April 22, at 10:00 o'clock a. m.

Mr. Keith moved to table the motion to postpone.

Question recurring on the motion to table, yeas and nays were demanded.

The motion to table was lost by the following vote:

Yeas—48

Alsup	Fielden
Beckworth	Fox
Bell	Graves
Boethel	Hamilton
Bond	Herzik
Bradbury	Johnson of Ellis
Broadfoot	Jones of Angelina
Burton	Jones of Wise
Cauthorn	Keefe
Colquitt	Keith
Davis of Haskell	Kelt
Davison of Fisher	King
Deglandon	Langdon
England	Lankford

London	Sharpe
Metcalfe	Skaggs
Morris	Smith of Hopkins
Patterson of Mills	Smith of Tarrant
Patterson	Talbert
of Travis	Tennyson
Petsch	Thornberry
Powell	Waggoner
Ragsdale	Wood
Roark	Worley
Russell	

Nays—89

Adkins	Knetsch
Alexander	Lanning
Amos	Leath
Baker	Leonard
Bates	Leyendecker
Blankenship	Little
Boyer	Loggins
Bradford	Mann
Bridgers	Mauritz
Cagle	Mays
Callan	McCracken
Carssow	McDonald
Cathey	McFarland
Celaya	McKee
Cleveland	McKinney
Davis of Jasper	Moffett
Davisson	Monkhouse
of Eastland	Morse
Dickison	Newton
Dollins	Nicholson
Farmer	Palmer
Felty	Pope
Fuchs	Prescott
Gibson	Quinn
Hankamer	Reader
Hanna	Reed of Bowie
Harbin	Reed of Dallas
Hardin	Rhodes
Harper	Rutta
Harrell	Schuenemann
Harris of Archer	Settle
Harris of Dallas	Shell
Hartzog	Simpson
Heflin	Smith
Holland	of Matagorda
Hoskins	Stevenson
Howard	Stinson
Huddleston	Stocks
Hull	Tarwater
Hyder	Tennant
James	Thornton
Johnson	Vale
of Tarrant	Walker
Jones of Atascosa	Weldon
Jones of Falls	Westbrook
Kenyon	Winfree

Absent

Brown	Riddle
Harris of Dickens	Sewell
Jackson	

Absent—Excused

Dean	McConnell
Derden	Oliver
Kern	Ross
Lucas	

Question next recurring on the motion to postpone the bill, it prevailed.

Mr. Morse moved to reconsider the vote by which the motion to postpone Senate Bill No. 114 prevailed, and to table the motion to reconsider.

The motion to table prevailed.

RELATIVE TO HOUSE BILL
NO. 480

On motion of Mr. Hartzog, the caption of House Bill No. 480 was ordered amended to conform to all changes and with the body of the bill.

LEAVES OF ABSENCE GRANTED

Mr. Oliver was granted leave of absence for this afternoon, on account of illness, on motion of Mr. Deglandon.

Mr. Hartzog was granted leave of absence for this afternoon, on account of important business, on motion of Mr. McKee.

Mr. Smith of Matagorda was granted leave of absence for this afternoon, on account of important business, on motion of Mr. Farmer.

AMENDMENT OF RULE NO. 18
OF THE HOUSE RULES

The Speaker laid before the House, for consideration at this time, resolution heretofore offered, by Mr. McKee, proposing an amendment to Rule No. 18 of the House Rules.

The resolution having heretofore been referred to the Committee on Rules.

The Committee on Rules having recommended the adoption of the resolution, with the following committee amendment:

Amend the resolution, by striking out all above the resolving clause and by striking out all below the resolving clause and inserting in lieu thereof the following:

"Amend House Rule No. 18 by designating the present Rule as Section One and adding thereto a new Section to be known as Section Two which shall read, as follows:

"On Calendar Tuesday of each week, House Joint Resolutions pro-

posing amendments to the Constitution, shall have precedence over all other business, including special orders, so long as any House Joint Resolutions are on the Calendar of the House, except Calendar Tuesday Night Sessions which have been set aside for the consideration of Local and Uncontested Bills. This Rule shall govern only until Joint Rules of both Houses on this subject are adopted."

The amendment was adopted.

The resolution, as amended, was then adopted.

PROVIDING ADDITIONAL EXPENSE FOR MEMBERS

Mr. Knetsch offered the following resolution:

Be It Resolved by the House of Representatives of the State of Texas, That the Committee on Contingent Expenses by, or through, its Chairman may allow such additional expenses as may be necessary for the Members who need such additional expenses, not to exceed \$25.00 over the present allowance.

The resolution was read second time, and was adopted.

EXPRESSING SYMPATHY OF THE HOUSE

Mr. Keefe offered the following resolution:

Whereas, Our fellow Member and friend, Jap Lucas, is ill and will be confined in Seton Infirmary for several days; and

Whereas, We deeply regret his illness and inability to be present; now, therefore, be it

Resolved by the House of Representatives, That we extend our sincere wish for his speedy recovery; and, be it further

Resolved, That the Chief Clerk of the House be instructed to send suitable flowers to our colleague at his room.

KEEFE,
KELT,
METCALFE,
SMITH,
KEITH,
WELDON,
MAYS,
READER,
DAVIS of Haskell.

The resolution was read second time, and was adopted.

MESSAGE FROM THE SENATE

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House the Senate has refused to concur in House amendments to Senate Bill No. 80 and requests the appointment of a conference committee to adjust the differences between the two Houses.

The following have been appointed on the part of the Senate:

Senators Davis, Neal, Oneal, Winfield, Lemens.

Respectfully,

BOB BARKER,
Secretary of the Senate.

CONCERNING ERECTION OF CERTAIN MEMORIALS

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 54, Concerning erection of certain memorials.

Whereas, The Legislature of the State of Texas appropriated several million dollars for the purpose of commemorating the celebration of our Centennial last year, and in connection therewith allocated most of this money to buildings, monuments, and markers for the purpose of commemorating the glorious deeds of the gallant heroes and patriots who devoted their lives and efforts to the task of establishing the early Republic, and afterwards the State of Texas; and

Whereas, It was never intended that such buildings, structures, monuments and markers erected in memory of those heroes out of the moneys thus appropriated by the Legislature be dedicated to any other purpose than to pay tribute to those deserving Statesmen, citizens and soldiers who have passed to the Great Beyond, and whose memory ought to be cherished and kept alive as an inspiration to those generations who come after us; and

Whereas, It has come to the notice of the Legislature, and to the people in general who have viewed the buildings, structures, monuments and markers which have already been completed and dedicated, that there has been a generous use of names of persons living now, carved and

wrought upon them and especially of those who have been designated as agents of the State and Nation to erect these structures; and

Whereas, It was not the intention of this Legislature to advertise or perpetuate the names of such living persons which have been inscribed or placed on or about these structures, however worthy they may be as citizens of Texas—it being the sole purpose of the sovereignty on the part of both the State and the Nation to honor the memory of the illustrious dead; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That the Legislature does not view with approval the acts of these agencies who have been charged with the duty of erecting these memorials, in inscribing their names or any others of people now living, upon or about such memorials, and instruct such agencies to hereafter desist from such practice, and that it is the sense of the Legislature that any inscription placed about such memorials should simply state that they have been erected by the sovereignty for the sole and exclusive purpose of commemorating the lives and deeds of the mighty dead whom we desire to honor, and any violation hereof by such agencies in the erection of any future memorial, should be prohibited and that wherever possible such names should be removed from those that have already been erected and dedicated.

The resolution was read second time.

Mr. Harris of Dallas moved that the resolution be referred to the Committee on Military Affairs.

Mr. Metcalfe moved that the resolution be referred to the Committee on Public Lands and Buildings.

Mr. Jones of Atascosa moved to table the motion to refer the resolution to the Committee on Public Lands and Buildings.

The motion to table prevailed.

Mr. Jones of Atascosa moved to table the motion to refer the resolution to the Committee on Military Affairs.

The motion to table prevailed.

Mr. Petsch offered the following amendment to the resolution:

Amend the resolution, by adding an additional paragraph to the end of the resolution, reading as follows:

“be it further

“Resolved, That the first names to be taken off shall be the names of the membership of the Forty-fourth Legislature; and, be it further

“Resolved, That in view of the directions prescribed by the joint resolution of the Forty-fourth Legislature, the passage of this resolution shall not be considered a reflection on the board or bodies charged with the erection of the buildings or monuments.”

Mr. Wood offered the following substitute for the amendment by Mr. Petsch:

Amend resolving clause of S. C. R. No. 54, by striking out beginning with the word “and” and down to the word “dedicated” in the last two lines of the resolving clause.

Mr. Worley moved the previous question on the pending amendments and the resolution, and the main question was ordered.

Question first recurring on the substitute amendment by Mr. Wood, it was adopted.

The amendment, as substituted, was then adopted.

The resolution, as amended, was then adopted.

TO PROVIDE FOR ADJOURNMENT SINE DIE

Mr. Colquitt offered the following resolution:

H. C. R. No. 92, To provide for adjournment sine die.

Whereas, There remain only thirty-three days (including Sundays) of the Regular Session of the Legislature; and

Whereas, A great number of bills are on the calendar of both the House of Representatives and the Senate for consideration; and

Whereas, It is evident that many of said bills will not receive consideration at the Regular Session of this Legislature; and

Whereas, There are certain emergency measures, including appropriations, during the Regular Session of the Legislature; and

Whereas, Said Legislature should adjourn promptly at the expiration of the one hundred and twenty (120) day period of said Regular Session; now, therefore, be it

Resolved by the House of Representatives of the Forty-fifth Legis-

lature, the Senate concurring, That the Regular Session of the Forty-fifth Legislature, stand adjourned sine die at 12:00 o'clock, noon, May 11th.

COLQUITT,
BOETHEL,
RUTTA,
SETTLE.

The resolution was read second time.

Mr. Colquitt moved to lay the resolution on the table subject to call.

Mr. Leonard moved that the resolution be tabled.

The motion of Mr. Leonard prevailed.

NOTICES GIVEN

Mr. Reed of Dallas gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 144, which bill was heretofore laid on the table subject to call.

Mr. Talbert gave notice that he would, on the next legislative day, move to take up, for consideration at that time, House Bill No. 996, which bill was heretofore laid on the table subject to call.

Notices were given that motions would be made to take up all bills, which have heretofore been laid on the table, subject to call, on the next legislative day.

Mr. Blankenship moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Fielden moved that the House adjourn until 3:00 o'clock a. m., tomorrow.

Question first recurring on the motion to adjourn until 9:00 o'clock a. m., tomorrow, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—30

Amos	Keefe
Bates	Knetsch
Bell	Leyendecker
Bond	Metcalfe
Bradford	Monkhouse
Bridgers	Morris
Broadfoot	Patterson of Mills
Cagle	Petsch
Cathey	Powell
Davis of Haskell	Rhodes
Fielden	Settle
Graves	Shell
Harbin	Thornton
Harris of Dickens	Westbrook
Hoskins	Winfree

Nays—98

Adkins	Kelt
Alexander	Langdon
Alsup	Lankford
Baker	Lanning
Beckworth	Leath
Blankenship	Leonard
Boethel	Little
Boyer	Loggins
Bradbury	London
Brown	Mann
Burton	Mays
Callan	McCracken
Carssow	McDonald
Cauthorn	McKee
Celaya	McKinney
Cleveland	Moffett
Colquitt	Morse
Davis of Jasper	Newton
Davison of Fisher	Nicholson
Davisson	Patterson
of Eastland	of Travis
Deglandon	Pope
Dickison	Prescott
Dollins	Quinn
England	Ragsdale
Farmer	Reader
Felty	Reed of Bowie
Fox	Reed of Dallas
Gibson	Roark
Hamilton	Russell
Hankamer	Rutta
Hanna	Schuenemann
Hardin	Sharpe
Harper	Simpson
Harris of Archer	Smith of Hopkins
Harris of Dallas	Smith of Tarrant
Heflin	Stevenson
Holland	Stinson
Howard	Stocks
Huddleston	Talbert
Hull	Tarwater
Hyder	Tennant
Jackson	Tennyson
James	Thornberry
Johnson of Ellis	Vale
Johnson	Waggoner
of Tarrant	Walker
Jones of Angelina	Weldon
Jones of Falls	Wood
Jones of Wise	Worley
Keith	

Absent

Fuchs	Mauritz
Harrell	McFarland
Herzik	Palmer
Jones of Atascosa	Riddle
Kenyon	Sewell
King	Skaggs

Absent—Excused

Dean	Hartzog
Derden	Kern

Lucas
McConnell
Oliver

Ross
Smith
of Matagorda

Question next recurring on the motion to adjourn until 10:00 o'clock a. m., tomorrow, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—59

Alexander	Jones of Angelina
Blankenship	Jones of Falls
Boethel	Leath
Bond	Leyendecker
Boyer	Little
Bridgers	Loggins
Broadfoot	Mann
Brown	Mays
Cagle	McDonald
Cathey	McKee
Celaya	Metcalfe
Colquitt	Monkhouse
Davisson	Morse
of Eastland	Newton
Deglandon	Nicholson
Dollins	Pope
Farmer	Reader
Gibson	Rutta
Hankamer	Schuenemann
Hanna	Settle
Harbin	Shell
Harris of Dallas	Stevenson
Harris of Dickens	Stinson
Heflin	Stocks
Hoskins	Tennant
Howard	Thornton
Hull	Vale
Hyder	Walker
Jackson	Westbrook
James	Winfree

Nays—67

Adkins	Fox
Alsop	Hamilton
Amos	Hardin
Baker	Harper
Bates	Harris of Archer
Beckworth	Holland
Bell	Huddleston
Bradbury	Johnson of Ellis
Bradford	Johnson
Burton	of Tarrant
Callan	Jones of Wise
Carssow	Keefe
Cauthorn	Keith
Cleveland	Kelt
Davis of Haskell	Knetsch
Davis of Jasper	Langdon
Davison of Fisher	Lankford
Dickison	Lanning
England	Leonard
Felty	London
Fielden	McCracken

McKinney
Moffett
Morris
Patterson of Mills
Patterson
of Travis
Petsch
Powell
Prescott
Quinn
Ragsdale
Reed of Bowie
Reed of Dallas
Rhodes

Roark
Russell
Sharpe
Simpson
Smith of Hopkins
Smith of Tarrant
Talbert
Tennyson
Thornberry
Waggoner
Weldon
Wood
Worley

Absent

Fuchs
Graves
Harrell
Herzik
Jones of Atascosa
Kenyon
King

Mauritz
McFarland
Palmer
Riddle
Sewell
Skaggs
Tarwater

Absent—Excused

Dean
Derden
Hartzog
Kern
Lucas

McConnell
Oliver
Ross
Smith
of Matagorda

RELATIVE TO HOUSE BILL NO. 150

Mr. Quinn moved to reconsider the vote by which the Conference Committee Report on House Bill No. 150 was adopted.

The motion to reconsider prevailed.

Mr. Quinn then withdrew the motion that the report be adopted, and moved that the report be sent back to the committee.

The motion prevailed.

Mr. Harris of Dallas moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Question recurring on the motion to adjourn, yeas and nays were demanded.

The motion was lost by the following vote:

Yeas—42

Alexander
Blankenship
Boethel
Boyer
Bradford
Bridgers
Brown
Cathey
Colquitt
Farmer
Graves

Hankamer
Hanna
Harbin
Harper
Harris of Dallas
Hoskins
Hull
Hyder
Jackson
James
Jones of Angelina

Keith	Nicholson
Lanning	Pope
Leath	Schuenemann
Loggins	Settle
Mays	Shell
McDonald	Smith of Hopkins
McFarland	Stinson
Metcalf	Thornton
Monkhouse	Walker
Morse	Winfree

Nays—79

Adkins	Langdon
Alsop	Lankford
Amos	Leonard
Baker	Leyendecker
Bates	London
Beckworth	Mann
Bell	McCracken
Bradbury	McKinney
Broadfoot	Moffett
Burton	Morris
Cagle	Newton
Callan	Patterson of Mills
Carssow	Patterson
Cauthorn	of Travis
Cleveland	Petsch
Davis of Haskell	Powell
Davis of Jasper	Prescott
Davison	Quinn
of Eastland	Ragsdale
Deglandon	Reader
Dickison	Reed of Bowie
England	Reed of Dallas
Felty	Rhodes
Fielden	Roark
Fox	Russell
Hamilton	Rutta
Hardin	Sharpe
Harris of Archer	Simpson
Heflin	Skaggs
Herzik	Smith of Tarrant
Holland	Stocks
Huddleston	Talbert
Johnson of Ellis	Tarwater
Johnson	Tennant
of Tarrant	Tennyson
Jones of Falls	Thornberry
Jones of Wise	Waggoner
Keefe	Weldon
Kelt	Westbrook
King	Wood
Knetsch	Worley

Absent

Bond	Kenyon
Celaya	Little
Davison of Fisher	Mauritz
Dollins	McKee
Fuchs	Palmer
Gibson	Riddle
Harrell	Sewell
Harris of Dickens	Stevenson
Howard	Vale
Jones of Atascosa	

Absent—Excused

Dean	McConnell
Derden	Oliver
Hartzog	Ross
Kern	Smith
Lucas	of Matagorda

SENATE BILL NO. 41 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 41, A bill to be entitled "An Act making certain emergency appropriations out of the General Fund of the State of Texas for the Board of Water Engineers' Department for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

The bill was read second time.

Mr. Alexander offered the following amendment to the bill:

Amend Senate Bill No. 41, Section 1, by striking out the figures "\$5,000.00" after the words "underground water investigation" and inserting the following therefor: "\$10,000.00".

ALEXANDER,
TARWATER.

Mr. Petsch moved the previous question on the pending amendment and passage of Senate Bill No. 41 to third reading, and the main question was ordered.

Question recurring on the adoption of the amendment, yeas and nays were demanded.

The amendment was adopted by the following vote:

Yeas—81

Adkins	Gibson
Alexander	Hankamer
Baker	Harbin
Bates	Harper
Bell	Harris of Archer
Bond	Harris of Dallas
Boyer	Harris of Dickens
Bradford	Heflin
Carssow	Herzik
Cathey	Holland
Cauthorn	Hoskins
Celaya	Howard
Cleveland	Huddleston
Colquitt	Hull
Davis of Haskell	Hyder
Deglandon	Jackson
Dickison	James
Dollins	Johnson
Felty	of Tarrant
Fox	Jones of Falls

Keith	Pope
Kelt	Quinn
King	Ragsdale
Knetsch	Reader
Langdon	Rhodes
Lanning	Roark
Leath	Rutta
Leonard	Settle
Leyendecker	Sharpe
Little	Shell
Loggins	Simpson
Mann	Tarwater
Mays	Tennyson
McCracken	Thornberry
McDonald	Vale
McFarland	Waggoner
McKinney	Walker
Moffett	Weldon
Morse	Westbrook
Newton	Winfree
Patterson of Mills	
Patterson of Travis	

Nays—41

Alsup	Jones of Wise
Amos	Keefe
Beckworth	Lankford
Blankenship	London
Boethel	McKee
Bradbury	Monkhouse
Bridgers	Morris
Broadfoot	Powell
Burton	Prescott
Cagle	Reed of Bowie
Callan	Reed of Dallas
Davis of Jasper	Russell
Davison of Fisher	Skaggs
England	Smith of Hopkins
Fielden	Smith of Tarrant
Graves	Stinson
Hamilton	Talbert
Hanna	Tennant
Hardin	Wood
Johnson of Ellis	Worley
Jones of Angelina	

Present—Not Voting

Harrell

Absent

Brown	Nicholson
Davison of Eastland	Palmer
Farmer	Petsch
Fuchs	Riddle
Jones of Atascosa	Schuenemann
Kenyon	Sewell
Mauritz	Stevenson
Metcalfe	Stocks
	Thornton

Absent—Excused

Dean	McConnell
Derden	Oliver
Hartzog	Ross
Kern	Smith
Lucas	of Matagorda

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 41 was then passed to third reading.

SENATE BILL NO. 41 ON THIRD READING

Mr. Leonard moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 41 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—102

Adkins	James
Alexander	Johnson
Alsup	of Tarrant
Amos	Jones of Falls
Baker	Jones of Wise
Bates	Keefe
Beckworth	Keith
Bell	Kelt
Boethel	King
Bond	Langdon
Boyer	Lanning
Bradbury	Leath
Bradford	Leonard
Bridgers	Leyendecker
Broadfoot	Little
Burton	Loggins
Callan	Mann
Carssow	Mays
Cauthorn	McCracken
Celaya	McDonald
Cleveland	McFarland
Colquitt	McKee
Davis of Haskell	McKinney
Davis of Jasper	Moffett
Deglandon	Monkhouse
Dickison	Morse
Dollins	Patterson of Mills
Felty	Patterson
Fox	of Travis
Gibson	Petsch
Hamilton	Pope
Hankamer	Powell
Harbin	Quinn
Harper	Ragsdale
Harrell	Reader
Harris of Archer	Rhodes
Harris of Dickens	Roark
Heflin	Rutta
Herzik	Schuenemann
Holland	Settle
Hoskins	Sharpe
Howard	Shell
Huddleston	Simpson
Hull	Skaggs
Hyder	Smith of Tarrant
Jackson	Stinson

Talbert
Tarwater
Tennyson
Thornberry
Thornton
Vale

Waggoner
Walker
Weldon
Westbrook
Winfree
Worley

Nays—21

Blankenship
Cagle
Cathey
Davison of Fisher
Fielden
Hanna
Hardin
Harris of Dallas
Johnson of Ellis
Jones of Angelina
Knetsch

Lankford
London
Morris
Prescott
Reed of Bowie
Reed of Dallas
Russell
Smith of Hopkins
Tennant
Wood

Absent

Brown
Davisson
of Eastland
England
Farmer
Fuchs
Graves
Jones of Atascosa
Kenyon

Mauritz
Metcalfe
Newton
Nicholson
Palmer
Riddle
Sewell
Stevenson
Stocks

Absent—Excused

Dean
Derden
Hartzog
Kern
Lucas

McConnell
Oliver
Ross
Smith
of Matagorda

The Speaker then laid Senate Bill No. 41 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—102

Adkins
Alexander
Alsup
Amos
Baker
Bates
Bell
Boethel
Bond
Boyer
Bradbury
Bradford
Bridgers
Broadfoot
Burton
Callan
Carssow
Cathey
Cauthorn

Celaya
Cleveland
Colquitt
Davis of Haskell
Davis of Jasper
Davisson
of Eastland
Deglandon
Dickison
Dollins
Felty
Fox
Gibson
Hamilton
Hankamer
Harbin
Harper
Harris of Archer
Harris of Dickens

Heflin
Herzik
Holland
Hoskins
Howard
Huddleston
Hull
Hyder
Jackson
James
Johnson of Ellis
Johnson
of Tarrant
Jones of Angelina
Jones of Falls
Jones of Wise
Keefe
Keith
Kelt
Langdon
Lanning
Leonard
Leyendecker
Little
Loggins
Mann
Mays
McCracken
McDonald
McFarland
McKee
McKinney
Moffett
Monkhouse

Morse
Patterson of Mills
Patterson
of Travis
Petsch
Pope
Powell
Quinn
Ragsdale
Reader
Rhodes
Roark
Russell
Rutta
Schuenemann
Settle
Sharpe
Shell
Simpson
Smith of Tarrant
Stinson
Talbert
Tarwater
Tennyson
Thornberry
Thornton
Vale
Waggoner
Walker
Weldon
Westbrook
Winfree
Worley

Nays—20

Beckworth
Blankenship
Davison of Fisher
England
Fielden
Hanna
Hardin
Harris of Dallas
King
Knetsch

Lankford
London
Morris
Prescott
Reed of Bowie
Reed of Dallas
Skaggs
Smith of Hopkins
Tennant
Wood

Absent

Brown
Cagle
Farmer
Fuchs
Graves
Harrell
Jones of Atascosa
Kenyon
Leath

Mauritz
Metcalfe
Newton
Nicholson
Palmer
Riddle
Sewell
Stevenson
Stocks

Absent—Excused

Dean
Derden
Hartzog
Kern
Lucas

McConnell
Oliver
Ross
Smith
of Matagorda

SENATE BILL NO. 222 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 222, A bill to be entitled "An Act to provide for the cession by the State of Texas to the United States of America of all right, title, and interest which the State of Texas may have in and to certain lands in Cameron and Hidalgo Counties, and declaring an emergency."

The bill was read second time, and was passed to third reading.

SENATE BILL NO. 244 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 244, A bill to be entitled "An Act authorizing the County Board of Trustees of each organized county to detach from one and add to another school district territory contiguous to the common boundary line of the districts affected; and providing for the adjustment of outstanding indebtedness; providing for the creation of new independent common school districts and county line districts out of parts of other school districts; and providing for adjustment of any bonded indebtedness and the assumption of said indebtedness; repealing all laws in conflict therewith, but providing that this Act shall be cumulative of the provisions of the present law governing common and independent school districts not in conflict herewith, and declaring an emergency."

The bill was read second time.

The following committee amendment was offered to the bill:

Amend Senate Bill No. 244, by striking out in Section 3, page 2, beginning in line 16, the following sentence: "The County Board of Trustees must have, in addition to the petition prescribed herein, the written approval of the proposed detachment of territory by a majority of the Board of Trustees of the said district", and substitute in lieu thereof the following:

"In the event the territory to be detached from any district exceeds ten per cent (10%) of the total area, or fifteen per cent (15%) of the assessed valuations of the district from which

the territory is to be detached, the County Board of Trustees must have, in addition to the petition prescribed herein, the written approval of the proposed detachment of territory by a majority of the Board of Trustees of the district from which the territory is to be detached."

On motion of Mr. Tennyson, further consideration of Senate Bill No. 244 was postponed until next Wednesday at 10:00 o'clock a. m.

Question—Shall the committee amendment be adopted?

SENATE BILL NO. 343 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 343, A bill to be entitled "An Act providing for the public sale of oil and gas in and on University lands, and declaring an emergency."

The bill was read second time.

Mr. Thornberry offered the following amendment to the bill:

Amend Senate Bill No. 343, by striking out subsection "c" of Section 5 and re-lettering the following subsection accordingly.

The amendment was adopted.

By unanimous consent of the House, the caption of the bill was ordered amended to conform to all changes and with the body of the bill.

Senate Bill No. 343 was then passed to third reading.

SENATE BILL NO. 343 ON THIRD READING

Mr. Thornberry moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that Senate Bill No. 343 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—121

Adkins	Bradford
Amos	Bridgers
Baker	Broadfoot
Bates	Burton
Beckworth	Cagle
Bell	Callan
Blankenship	Carssow
Boethel	Cathey
Bond	Cauthorn
Boyer	Celaya
Bradbury	Cleveland

Colquitt	Loggins
Davis of Haskell	London
Davis of Jasper	Mann
Davison of Fisher	Mays
Davisson	McCracken
of Eastland	McDonald
Deglandon	McFarland
Dickison	McKee
Dollins	McKinney
Farmer	Metcalf
Felty	Moffett
Fielden	Monkhouse
Fox	Morris
Fuchs	Morse
Gibson	Nicholson
Graves	Palmer
Hamilton	Patterson
Hankamer	of Travis
Hanna	Petsch
Hardin	Pope
Harrell	Powell
Harris of Archer	Ragsdale
Harris of Dallas	Reader
Harris of Dickens	Reed of Bowie
Heflin	Reed of Dallas
Herzik	Rhodes
Holland	Roark
Hoskins	Russell
Howard	Rutta
Huddleston	Schuenemann
Hull	Settle
Hyder	Sharpe
Jackson	Shell
James	Simpson
Johnson of Ellis	Skaggs
Johnson	Smith of Hopkins
of Tarrant	Smith of Tarrant
Jones of Angelina	Stocks
Jones of Falls	Talbert
Jones of Wise	Tarwater
Keefe	Tennant
Keith	Tennyson
Kelt	Thornberry
King	Thornton
Knetsch	Vale
Langdon	Waggoner
Lankford	Walker
Lanning	Weldon
Leonard	Westbrook
Leyendecker	Wood
Little	Worley

Nays—1

Winfree

Absent

Alexander	Mauritz
Alsup	Newton
Brown	Patterson of Mills
England	Prescott
Harbin	Quinn
Harper	Riddle
Jones of Atascosa	Sewell
Kenyon	Stevenson
Leath	Stinson

Absent—Excused

Dean	McConnell
Derden	Oliver
Hartzog	Ross
Kern	Smith
Lucas	of Matagorda

The Speaker then laid Senate Bill No. 343 before the House on third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—119

Adkins	Huddleston
Alsup	Hull
Amos	Hyder
Baker	Jackson
Bates	James
Beckworth	Johnson of Ellis
Bell	Johnson
Blankenship	of Tarrant
Boethel	Jones of Angelina
Bond	Jones of Atascosa
Boyer	Jones of Falls
Bradbury	Jones of Wise
Bradford	Keefe
Bridgers	Keith
Burton	Kelt
Cagle	King
Callan	Knetsch
Carssow	Langdon
Cathey	Lankford
Cauthorn	Lanning
Celaya	Leonard
Cleveland	Leyendecker
Colquitt	Little
Davis of Haskell	Loggins
Davis of Jasper	London
Davison of Fisher	Mays
Davisson	McCracken
of Eastland	McDonald
Deglandon	McFarland
Dickison	McKee
Dollins	McKinney
Farmer	Metcalf
Felty	Moffett
Fielden	Monkhouse
Fox	Morris
Fuchs	Morse
Gibson	Nicholson
Graves	Palmer
Hamilton	Patterson
Hankamer	of Travis
Hanna	Petsch
Harbin	Powell
Hardin	Ragsdale
Harrell	Reader
Harris of Archer	Reed of Bowie
Harris of Dallas	Reed of Dallas
Harris of Dickens	Rhodes
Heflin	Roark
Holland	Russell
Hoskins	Rutta
Howard	Schuenemann

Settle	Tennyson
Sharpe	Thornberry
Shell	Thornton
Simpson	Vale
Skaggs	Waggoner
Smith of Hopkins	Walker
Stocks	Weldon
Talbert	Westbrook
Tarwater	Wood
Tennant	Worley

Nays—2

Mann	Winfree
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Absent

Alexander	Patterson of Mills
Broadfoot	Pope
Brown	Prescott
England	Quinn
Harper	Riddle
Herzik	Sewell
Kenyon	Smith of Tarrant
Leath	Stevenson
Mauritz	Stinson
Newton	

Absent—Excused

Dean	McConnell
Derden	Oliver
Hartzog	Ross
Kern	Smith
Lucas	of Matagorda

SENATE BILL NO. 365 ON
SECOND READING

The Speaker laid before the House, on its second reading and passage to third reading,

S. B. No. 366, A bill to be entitled "An Act appropriating the sum of \$150,000.00 to the Texas State Employment Service for the purpose of maintaining public employment offices provided for under Acts, 1935, Forty-fourth Legislature, Regular Session, Chapter 236, page 552, and as amended by Acts, Third Called Session, Forty-fourth Legislature, Chapter 482, Section 12, for the balance of the fiscal year ending August 31, 1937, and declaring an emergency."

The bill was read second time.

Mr. Metcalfe offered the following committee amendment to the bill:

Amend Senate Bill No. 365, by striking out the words and figures "Eighty Thousand (\$80,000.00) Dollars" wherever same appears, and insert in lieu thereof the words and figures "Fifty-eight Thousand, Seven Hundred Eighty-five (\$58,785.00) Dollars."

Mr. Hankamer moved that further consideration of Senate Bill No. 365 be postponed until next Thursday at 11:00 o'clock a. m.

Mr. Davisson of Eastland moved to table the motion to postpone.

The motion to table was lost.

Question—Shall the motion to postpone prevail?

MESSAGE FROM THE SENATE

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate requests that the report of the conference committee on House Bill No. 150 be recommitted to the conferees for further consideration.

Respectfully,

BOB BARKER,
Secretary of the Senate.

BILLS SIGNED BY THE
SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof, and their captions had been read severally, the following enrolled bills:

H. B. No. 317, "An Act amending Article 2700 of the Revised Civil Statutes of Texas, 1925, increasing the allowance for office and traveling expenses for County Superintendents of Hunt County to not exceeding \$600.00 per annum, and declaring an emergency."

H. B. No. 718, "An Act conveying the title of the State of Texas to Lot No. 3, Block 1, in the R. T. Mulcaby's Addition to the Town of Rosenberg, Fort Bend County, Texas, acquired by the State under tax sale, to the Rosenberg Gin Company, a Texas corporation, and declaring an emergency."

H. B. No. 597, "An Act to amend Article 7009, Revised Civil Statutes of Texas, 1925, increasing the term of office for the members of the Live Stock Sanitary Commission of the State of Texas from two to six years so that one term of office will expire each two years; providing for the appointment of a Chairman of said Commission, and declaring an emergency."

H. B. No. 87, "An Act to amend Chapter 210, Acts of the Regular Ses-

sion of the Forty-first Legislature, as amended by House Bill No. 4, Chapter 142, page 381, Acts of the Regular Session of the Forty-fourth Legislature, empowering the State Text Book Commission to adopt a multiple list of text books in German, Czech and French languages for use in high schools; commercial arithmetic, and bookkeeping in the English language, and also other high school texts on such other subjects for use in junior high schools as may be determined by a seven-ninths vote of said Commission; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

H. B. No. 598, "An Act amending Article 2700 of the Revised Civil Statutes of Texas, 1925, increasing the allowance for office and traveling expenses for County Superintendent of Rusk County to not exceeding \$900.00 per annum, and declaring an emergency."

H. B. No. 721, "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special in conflict therewith, and declaring an emergency."

H. B. No. 749, "An Act amending Article 3933 of the Revised Civil Statutes of Texas, fixing the fees for Sheriffs and Constables in serving processes in all civil matters, and repealing Article 3936 of the Revised Civil Statutes of Texas, and declaring an emergency."

H. B. No. 974, "An Act relating to the jurisdiction of the County Court of Sterling County, conferring upon said Court civil and criminal jurisdiction, and increasing the criminal and civil jurisdiction of said Court; conforming the jurisdiction of the District Court of said County to such change; fixing the time of holding Court, and to repeal all laws in conflict with this Act, and declaring an emergency."

H. B. No. 674, "An Act validating all elections, election orders, election proceedings and city ordinances annexing adjacent territory to, or extending and prescribing the corporate limits of any incorporated city having a population of not less than four thousand and not more than four

thousand, five hundred inhabitants, as shown by the last preceding Federal Census, and declaring an emergency."

H. B. No. 512, "An Act amending Sections 4, 7, 9, 10, 11, 14 and 22 of the Acts of the Forty-first Legislature, 1929, page 648, Chapter 290, and adding Sections 7a and 7b thereto; the amendment of Section 4 providing that the Independent School District or city that has assumed control of its schools or where the same has been organized as a Junior College District has an independent entity which is governed, administered and controlled by and under the direction of the Board of Education of such district or city, and conferring upon said Board of Education of said Junior College District the rights, powers, privileges and duties imposed upon trustees of Independent School Districts by the General Laws of the State of Texas in so far as they may be applicable and not inconsistent with this Act; . . . etc., and declaring an emergency."

H. B. No. 273, "An Act to grant Mrs. Buelah Baker McFarland and husband, A. C. McFarland and A. D. Baker and wife Alty Baker of Bell County, Texas, permission to bring suit against the State of Texas and the State Highway Department for damages for personal injuries received by and the death of Robert Baker on account of the alleged negligence of the State Highway Department and of its employees while Robert Baker was employed on construction work on State Highway No. 2 in Bell County, Texas; providing for place of venue; providing such suit may be filed within two years after this Act takes effect; providing for the method of serving process and for procedure governing the trial and determination of such suit; providing for contingent appropriation to pay any judgment recovered, and declaring an emergency."

H. B. No. 796, "An Act validating the creation and organization of all school districts, including common school districts, and validating all of the actions of County Board of Trustees with reference to annexation of territory to school districts or detachment of territory from school districts or any type of annexation whatsoever, and declaring an emergency."

H. B. No. 213, "An Act amending Article 4725 of the Revised Civil

Statutes of 1925, as amended Acts, 1935, Forty-fourth Legislature, page 28, Chapter 10; designating the securities in which the funds of life insurance companies may be invested; providing that life insurance companies may invest funds in interest bearing notes or bonds of the University of Texas, and declaring an emergency."

H. B. No. 809, "An Act prohibiting the setting of any steel trap, snare, or deadfall in Colorado County for the purpose of taking any fur bearing animals for a period of two years; providing certain exceptions; repealing all laws in so far as they conflict with this Act; providing a penalty for violation of this Act, and declaring an emergency."

H. B. No. 915, "An Act authorizing the County School Board of Trustees in counties of a population of not less than seventeen thousand five hundred (17,500) and not more than seventeen thousand five hundred and seventy (17,570) according to the last preceding Federal Census, upon proper petition to detach territory lying in County Line Districts and attach same to any school district; providing for adjustment of bonded indebtedness, and declaring an emergency."

ADJOURNMENT

Mr. Bond moved that the House recess until 9:45 o'clock a. m., tomorrow.

Mr. Reader moved that the House adjourn until 10:00 o'clock a. m., tomorrow.

Mr. Thornton moved that the House adjourn until 9:30 o'clock a. m., tomorrow.

Mr. Morse moved that the House recess until 10:00 o'clock a. m. tomorrow.

Mr. Morris moved that the House recess to 9:30 o'clock a. m., tomorrow.

The motion of Mr. Reader prevailed, and the House, accordingly, at 5:00 o'clock p. m., adjourned until 10:00 o'clock a. m. Friday, April 9, 1937.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Appropriations: Senate Bill No. 377.

Criminal Jurisprudence: House Bill No. 1040; Senate Bills Nos. 259, 438 and 453.

Counties: House Bill No. 1078.

Education: House Bill No. 673; Senate Bill No. 47.

Game and Fisheries: House Bills Nos. 1077 and 1080.

Judiciary: House Bill No. 1052; Senate Bills Nos. 137, 214, 420 and 406.

Labor: Senate Bill No. 89.

Municipal and Private Corporations: Senate Bills Nos. 226 and 362.

Highways and Motor Traffic: Senate Bills Nos. 443 and 452.

Public Lands and Buildings: House Bill No. 1034; Senate Bills Nos. 338, 339, 343 and 376.

The following committees have filed adverse reports on bills, as follows:

Education: House Bills Nos. 768 and 814.

Public Lands and Buildings: House Bill No. 950.

The following committees have filed adverse reports, with minority favorable reports, on bills, as follows:

Education: Senate Bill No. 175.

Public Lands and Buildings: House Bills Nos. 579 and 580.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 81, Granting Cleo Fletcher the right to sue the State of Texas.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 80, Providing that Dr. C. C. Shotts of Poteet, Atascosa County, Texas, be, and by virtue of this resolution is permitted to file and prosecute suit in a court of com-

petent jurisdiction against the State of Texas.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 91, Correcting certain errors found in House Bill No. 473 since its final passage by the House and Senate.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. C. R. No. 79, Granting Grover C. Ditto and wife, Nina E. Ditto, permission to sue the State of Texas, and declaring an emergency.

Has carefully compared same and finds it correctly engrossed.

BRIDGERS, Chairman.

REPORTS OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 87, Instructing the Enrolling Clerk to make a correction in House Bill No. 131.

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 87, "An Act to amend Chapter 210, Acts of the Regular Session of the Forty-first Legislature, as amended by House Bill No. 4, Chapter 142, page 381, Acts of the Regular Session of the Forty-fourth Legislature, empowering the State Textbook Commission to adopt a mul-

tipale list of textbooks in German, Czech, and French languages for use in high schools; commercial arithmetic and bookkeeping in the English language, and also other high school texts on such other subjects for use in junior high schools as may be determined by a seven-ninths vote of said Commission; repealing all laws and parts of laws in conflict herewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 131, "An Act amending Article 1119 of the Revised Civil Statutes of Texas of 1925, so as to make its provisions apply to all incorporated cities or towns incorporated under the General Laws of the State of Texas; providing that persons, companies, or corporations engaged in furnishing water, gas, telephone, light, power, or sewerage service in incorporated cities and towns shall be included in the provisions of said Article; and to limit the earnings of persons, companies, or corporations coming within the provisions of said Article to an amount not exceeding a fair return upon the fair value of the property used and useful in rendering its service to the public, which return shall never exceed eight (8) per cent per annum; repealing all laws and parts of laws in conflict herewith; providing if any part of the Act is declared unconstitutional, it shall not affect the validity of the remainder of the Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 213, "An Act amending Article 4725 of the Revised Civil Statutes of Texas of 1925, as amended, Acts, 1935, Forty-fourth Legislature, page 28, Chapter 10; designating the securities in which the funds of life insurance companies may

be invested; providing that life insurance companies may invest funds in interest bearing notes or bonds of the University of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 258, "An Act creating Firemen's Relief and Retirement Fund in the State of Texas and in all cities, towns, and villages thereof having a regularly organized fire department with fire fighting equipment or apparatus of the value of One Thousand (\$1,000.00) Dollars or more therein; levying and appropriating the proceeds of a designated tax upon gross fire insurance premium receipts, less re-insurance and return premiums paid policyholders, to such Firemen's Relief and Retirement Fund; providing said tax shall not be added to rates charged purchasers of insurance; providing for and directing the distribution thereof; creating and providing for selection of a Board of Firemen's Relief and Retirement Fund Trustees in each such city, town, or village that may now be or that may hereafter come within the provisions of this Act; prescribing the duties, powers, qualifications, time of meeting, etc., of such Board; providing for and prescribing the time and manner of determining assessments upon firemen participating in the benefits hereunder and for acceptance of donations and other gifts of money in augmentation of such Fund; providing for retirement and pension of firemen because of disability, age, length of service, etc., and prescribing the qualifications, amounts, manner of obtaining, and who shall be eligible to receive such benefits; providing for and prescribing the amount of allowances or benefits payable to the widow, dependent children, or dependent parent, and defining who may participate as such beneficiaries; providing for and prescribing the amount of hospitalization and other benefits payable to partly paid or volunteer firemen in case of accident or temporary disability; providing for and prescribing the manner of acceptance of provisions of the Act as prerequisites

to participation of benefits thereunder; exempting benefits under this Act from garnishment, execution, attachment, or other process and providing such benefits shall not be assignable; providing retired firemen may be recalled to active duty in certain cases; providing for and prescribing in what cases benefits may be suspended or forfeited; providing for appeals from the order or decision of the Board of Firemen's Relief and Retirement Fund Trustees to Firemen's Pension Commissioner and prescribing the manner and procedure for effecting such appeals; providing for appeals from the order or decision of the Firemen's Pension Commissioner to the proper Court of Travis County, Texas; creating the office of Firemen's Pension Commissioner; providing for and prescribing his salary, expenses, duties, powers, etc., directing City Attorneys to represent and appear for Boards of Trustees in cases of appeal from decisions of Boards; providing for investment of the surplus of the Fund and prorating of benefits when Fund is insufficient; defining terms; providing a saving clause; providing provisions hereof shall be cumulative of and in addition to all other laws and particularly Articles 6229 to 6243 of the Revised Civil Statutes of Texas and Acts amendatory thereof, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 273, "An Act to grant Mrs. Beulah Baker McFarland and husband, A. C. McFarland, and A. D. Baker and wife, Alty Baker, of Bell County, Texas, permission to bring suit against the State of Texas and the State Highway Department for damages for personal injuries received by and the death of Robert Baker on account of the alleged negligence of the State Highway Department and of its employees while Robert Baker was employed on construction work on State Highway No. 2 in Bell County, Texas; providing for place of venue; providing such suit may be filed within two years after this Act takes effect; providing for the method

of serving process and for procedure governing the trial and determination of such suit; providing for contingent appropriation to pay any judgment recovered, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 317, "An Act increasing the allowance for office and traveling expenses for County Superintendents in all counties containing a population, according to the last preceding Federal Census, of not less than forty-nine thousand (49,000), nor more than forty-nine thousand and twenty-five (49,025), and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 512, "An Act amending Sections 4, 7, 9, 10, 11, 14, and 22 of the Acts of the Forty-first Legislature, 1929, page 648, Chapter 290, and adding Sections 7a and 7b thereto; the amendment of Section 4 providing that the Independent School District or city that has assumed control of its schools or where the same has been organized as a Junior College District has an independent entity which is governed, administered, and controlled by and under the direction of the Board of Education of such District or city, and conferring upon said Board of Education of said Junior College District the rights, powers, privileges, and duties imposed upon Trustees of Independent School Districts by the General Laws of the State of Texas in so far as they may be applicable and not inconsistent with this Act; the amendment of Section 7 providing that the taxes levied for Junior College purposes shall be based on the valuation fixed by the Board of Equalization of the District, providing further that if no taxes have been assessed and equalized in

said District at the time of issuance of such bonds, then the basis shall be the valuation in the Independent School District if its boundaries are the same as the Junior College District, or if its boundaries are not the same on the basis of the valuation fixed by the Commissioners Court as a Board of Equalization in such county within the limits of such District; adding Section 7a, providing for the manner of assessing and collecting taxes in such Junior College Districts, providing for a Board of Equalization and the manner of equalizing taxes; adding Section 7b, providing alternative plans in the assessment and collection of taxes in such District and providing the manner of making the assessment, equalization, and collection of such taxes under such alternative plans; amending Section 9 by providing that a copy of the order making such levy shall be delivered to the Assessor and Collector of taxes of the District or such other agency as may be entrusted with that duty; amending Section 10 by providing for the furnishing of reports of taxes collected and depositing the same with the Treasurer of the Junior College District where the same is a separate entity or to the Independent School District, or city, where such Junior College is operated by the Independent School District, or the city; amending Section 11 by providing that the bond of the Assessor and Collector of Taxes shall be fixed by the Board of Education of the Junior College District, and further providing for the selection of a depository for such District; amending Section 14 to provide that no funds received for school purposes from the State Available School Fund or raised by local taxation for school purposes under the General or Special Laws, except as may heretofore have been provided by the Legislature of the State, shall be used for the establishment, support, and maintenance of the Junior College; amending Section 22 to provide that all taxes levied for a county or joint county Junior College District shall be assessed and collected in the manner provided in either Section 7a or 7b and providing for the deposit of such funds; repealing all laws in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 597, "An Act to amend Article 7009, Revised Civil Statutes of Texas, 1925, increasing the term of office for members of the Live Stock Sanitary Commission of the State of Texas from two (2) to six (6) years so that one term of office will expire each two (2) years; providing for the appointment of a Chairman of said Commission, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 598, "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 674, "An Act validating all elections, election orders, election proceedings, and city ordinances annexing adjacent territory to, or extending and prescribing the corporate limits of any incorporated city having a population of not less than four thousand, one hundred and ninety (4,190) inhabitants, and not more than four thousand, two hundred and fifty (4,250) inhabitants, as shown by the last preceding Federal Census, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 718, "An Act conveying the title of the State of Texas to Lot No. 3, Block 1, in the R. T. Mulcaby's Addition to the town of Rosenberg, Fort Bend County, Texas, acquired by the State under tax sale, to the Rosenberg Gin Company, a Texas corporation, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 721, "An Act providing for the amount that may be allowed by County Boards of Trustees to the County Superintendents of Public Instruction for expenditures for office and traveling expenses in certain counties according to the last preceding Federal Census; repealing all laws and parts of laws, General or Special, in conflict therewith, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 749, "An Act amending Article 3933 of the Revised Civil Statutes of Texas, fixing the fees for Sheriffs and Constables in serving processes in all civil matters, and repealing Article 3936 of the Revised Civil Statutes of Texas, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 8, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 796, "An Act validating the creation and organizations of all

school districts, including common school districts, and validating all of the actions of any County Board of Trustees with reference to annexation of territory to school districts or detachment of territory from school districts or any type of annexation whatsoever; making this Act applicable to certain counties according to the last preceding Federal Census and providing that no part of this Act shall affect any litigation now pending and that only Acts passed by the four-fifths majority of the County Board of Trustees shall be valid, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 809, "An Act prohibiting the setting of any steel trap, snare, or deadfall in Colorado County for the purpose of taking any fur-bearing animals for a period of two (2) years; providing certain exceptions; repealing all laws in so far as they conflict with this Act; providing a penalty for violation of this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 7, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 915, "An Act authorizing the county school board of trustees in counties of a population of not less than seventeen thousand, five hundred (17,500) and not more than seventeen thousand, five hundred and seventy (17,570) according to the last preceding Federal Census, upon proper petition to detach territory lying in county-line districts and attach same to any school district; providing for adjustment of bonded indebtedness; repealing all laws and parts of laws in conflict, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

Austin, Texas, April 6, 1937.

Hon. R. W. Calvert, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. B. No. 974, "An Act relating to the jurisdiction of the County Court of Sterling County, conferring upon said Court civil and criminal jurisdiction, and increasing the criminal and civil jurisdiction of said Court; conforming the jurisdiction of the District Court of said County to such change; fixing the time of holding Court, and to repeal all laws in conflict with this Act, and declaring an emergency."

Has carefully compared same and finds it correctly enrolled.

HERZIK, Chairman.

FIFTIETH DAY

(Friday, April 9, 1937)

The House met at 10:00 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Calvert.

The roll of the House was called, and the following Members were present:

Mr. Speaker	Deglandon
Adkins	Dickison
Alexander	Dollins
Alsup	England
Amos	Farmer
Baker	Felty
Bates	Fielden
Beckworth	Fox
Bell	Fuchs
Blankenship	Gibson
Boethel	Graves
Bond	Hamilton
Boyer	Hankamer
Bradbury	Hanna
Bradford	Harbin
Bridgers	Hardin
Broadfoot	Harper
Brown	Harrell
Burton	Harris of Archer
Cagle	Harris of Dallas
Callan	Harris of Dickens
Cathey	Hartzog
Cauthorn	Heflin
Celaya	Herzik
Cleveland	Holland
Colquitt	Hoskins
Davis of Jasper	Howard
Davison of Fisher	Huddleston
Davisson	Hull
of Eastland	Hyder
Dean	Jackson